



PATENT
Attorney Docket 045636-5033

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Quang Tri Nguyen et al.**) Confirmation No. **1376**
Application No. **09/555,640**) Group Art Unit: **1648**
Filed: **August 10, 2000**) Examiner: **Jeffrey S. Parkin**
Title: **Erthrovirus and Its Applications**)

U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

TRANSMITTAL FORM

- Transmitted herewith is an Amendment and Response Under 37 C.F.R. 1.116 to in response to the final Office Action dated June 7, 2006.
- Additional Papers Submitted:
(i) Notice of Appeal
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a two-month extension of time from September 7, 2006 to November 7, 2006, the fee for which is **\$450.00** as set out in 37 C.F.R. 1.17(a). If Applicants have inadvertently overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
- Fee Calculation (37 C.F.R. 1.16):

| CLAIMS AS AMENDED | | | | | | |
|--|-----------|-------|-----------------|-------|-------------|------------|
| | Remaining | | Previously Paid | Extra | Rate | Total Fees |
| Total Claims | 37 | minus | 40 | 0 | \$50 each= | 0.00 |
| Independent Claims | 10 | minus | 11 | 0 | \$200 each= | 0.00 |
| First presentation of Multiple dependent claim | | | | | \$360.00 | 0.00 |
| Sub-total = | | | | | | 0.00 |
| Reduction by ½ for filing by a small entity | | | | | | 0.00 |
| Total Fee = | | | | | | \$0.00 |

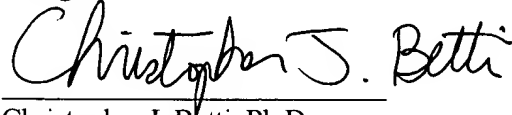
- Fee Payment: The Commissioner is hereby authorized to charge **\$950.00** to Deposit Account No. 50-0310 for payment of the two-month extension of time fee (\$450.00) and the notice of appeal fee (\$500.00).

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6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **November 7, 2006**
Morgan, Lewis & Bockius LLP
Customer No. **09629**
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP

A handwritten signature in black ink, reading "Christopher J. Betti". The signature is written in a cursive style with a horizontal line underneath it.

Christopher J. Betti, Ph.D.
Registration No. 56,890